| Notice of Allowability Application No. Application Application Application Application Application Application Application Art Unit Examiner Art Unit 2875 | | | | Ale |
|--|---|---|--|--------------------------------------|
| Restrand | | Application No. | Applicant(s) | - ++ |
| - The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application if no included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRAINT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308. 1. ☑ This communication is responsive to 09/29/04. 2. ☑ The allowed claim(s) is/are 1-21. 3. ☑ The drawings filed on 1/4/Δpt are accepted by the Examiner. 4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f) a) ☐ All b) ☐ Some* c) ☐ None of the: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). 4. Certified copies not received: 1. ☐ Certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). 4. Papilicant has THREE MONTH PERIOD IS NOT EXTENDABLE. Applicant has THREE MONTH PERIOD IS NOT EXTENDABLE. 5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. 6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted. 7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL. Altachment(s) 1. ☐ Including changes required by the attached Examiner's Amendment / Comment or the Office action of Paper No./Mail Date | Notice of Allowability | 10/792,249 | HEROLD, MICHAEL | A |
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| Bertrand Zeade Examiner | | 8. 🛛 Examiner' | s Statement of Reasons for Allov | vance |
| Examiner | of Biological Material | 9. 🔲 Other | <u> </u> | |
| | | | Examiner | |

Art Unit: 2875

DETAILED ACTION

Allowable Subject Matter

- 1. Claims 1-21 are allowed.
- 2. The following is an examiner's statement of reasons for allowance: The non-statutory double patenting rejection have been overcome with the filing of the approved Terminal Disclaimer.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bertrand Zeade whose telephone number is 571-272-2387. The examiner can normally be reached on 9:30 AM-5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Sandra O'Shea can be reached on 571-272-2378. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2875

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Bertrand Zeade Examiner Art Unit 2875

Sandra O'Shea
Supervisory Patent Examiner
Technology Center 2800